

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 14**

WEBSTER UNIVERSITY

Employer

and

Case 14-RC-149539

**SERVICE EMPLOYEES INTERNATIONAL
UNION, LOCAL 1**

Petitioner

**ORDER DIRECTING OPENING AND COUNT OF
CERTAIN CHALLENGED BALLOTS**

Pursuant to a Stipulated Election Agreement entered into by the parties and approved on April 8, 2015, a mail ballot election was conducted between April 24, 2015 and May 8, 2015, among employees of the Employer in the following appropriate collective-bargaining unit:

All faculty with the title instructor employed by Webster University who teach at least one credit-bearing course in a degree-granting program at the following campuses in the St. Louis Metropolitan area: Gateway, Winghaven, Westport and St. Louis Home, **EXCLUDING** all status and status-track faculty, adjuncts, lecturers, full-time staff who also teach as an adjunct, deans, associate deans, assistant deans, provost, vice provosts, assistant provosts, administrators, department chairs, graduate assistants, graduate students, athletic coaches, and faculty who teach non-degree granting courses, all other employees, office clerical employees, managers, confidential employees, guards and supervisors as defined by the Act.

The tally of ballots made available to the parties at the conclusion of the election shows the following results:

Approximate number of eligible voters	5
Void ballots	0
Votes cast for Petitioner	1
Votes cast against participating labor organization	0
Valid votes counted.....	1
Challenged ballots.....	4
Valid votes counted plus challenged ballots	5

Challenges are sufficient in number to affect the results of the election.

No objections to conduct of the election or to conduct affecting the results of the election were filed by either party in the time provided.

The challenged ballots are as follows:

<u>Name</u>	<u>Challenged By</u>	<u>Reason for Challenge</u>
Robert Barnidge	Union	Lecturer
Julie Mehringer	Union	Lecturer
Carolyn Trachtova	Union	Lecturer
Andrea Miller	Employer	Identified vote in tweet

On May 28, 2015, the Petitioner submitted a request to withdraw its challenges to the ballots of Robert Barnidge, Julie Mehringer, and Carolyn Trachtova. The Employer does not object to approval of the Petitioner's request to withdraw its challenges to the ballots of the identified individuals, and agrees that these three challenged ballots should be opened and counted.

The challenge to the ballot cast by Andrea Miller remains unresolved.

Having considered the matter,

IT IS ORDERED that the Petitioner's request to withdraw its challenges to the ballots of Robert Barnidge, Julie Mehringer, and Carolyn Trachtova is approved.

IT IS FURTHER ORDERED that the ballots of Robert Barnidge, Julie Mehringer, and Carolyn Trachtova be opened and counted on June 2, 2015, at 10 a.m., in the St. Louis Regional Office, 1222 Spruce Street, Room 8.302, Saint Louis, Missouri. After those ballots

are opened and counted, a revised tally of ballots will be prepared and made available to the parties. If the revised tally of ballots discloses that the challenge to the ballot of Andrea Miller is determinative of the results of the election, further appropriate action will be taken with respect to determining the disposition of the challenge to that ballot.

Dated: May 28, 2015

_____/S/_____
Daniel L. Hubbel, Regional Director
National Labor Relations Board, Region 14
1222 Spruce Street, Room 8.302
Saint Louis, MO 63103-2829